

ILLINOIS COMMERCE COMMISSION  
Springfield, Illinois

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Illinois Commerce Commission  
RAIL SAFETY SECTION

STATE OF ILLINOIS )  
ILLINOIS DEPARTMENT OF TRANSPORTATION, )  
Petitioner, )  
 )  
v. )  
 )  
Burlington Northern & Santa Fe Railway )  
Company & Chalmers Township )  
Respondent. )  
 )  
Petition for an Order granting permission to relocate )  
An at-grade crossing which traverses BNSF's tracks )  
west of Macomb, McDonough County. )

Docket No. T03-0074

**MOTION FOR LEAVE TO AMEND PETITION**

**NOW COMES** Petitioner, Illinois Department of Transportation ("IDOT"), by its attorney Lisa Madigan, Illinois Attorney General and asks leave of court, pursuant to Section 2-616 of the Illinois Civil Code of Procedure to file the attached amendment to the underlying Petition filed in the above-captioned and numbered cause. The proposed Amended Petition is attached hereto.

Respectfully submitted,  
ILLINOIS DEPARTMENT OF TRANSPORTATION

By: LISA MADIGAN  
Attorney General

By: Stacey C. Hall  
Stacey C. Hall  
Special Assistant Attorney General *LB*

Dated: February 3, 2004  
Illinois Department of Transportation  
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